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**BROOKDALE SENIOR LIVING INC.
 and BROOKDALE SENIOR LIVING
 COMMUNITIES, INC.**

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

STACIA STINER, et al.,
 Plaintiffs,

v.

BROOKDALE SENIOR LIVING INC., et
 al.
 Defendants.

Case No. 4:17-cv-03962-HSG

**PARTIES' STIPULATION AND
 ORDER RE SCHEDULE FOR
 EXPERT DEPOSITIONS**

1 Plaintiffs and Defendants (collectively, the “Parties”), by their undersigned counsel, respectfully
 2 stipulate as follows:

3 WHEREAS, per the Court’s Order dated May 20, 2024 (ECF No. 789), the Court ordered that
 4 the deadline for the close of expert discovery was reset to September 12, 2024;

5 WHEREAS, the Parties scheduled the depositions of Plaintiffs’ expert Dr. Patrick Kennedy for
 6 September 11, 2024, and Defendants’ expert Doug Anderson for September 10, 2024;

7 WHEREAS, the Parties subsequently were no longer able to accommodate those dates and will
 8 not be available for Dr. Kennedy’s deposition until September 23, 2024, and Mr. Anderson’s deposition
 9 until September 24, 2024;

10 WHEREAS, defense counsel informed Plaintiffs’ counsel that Defendants’ expert Julie Baird
 11 was available on September 9, 2024, for her deposition;

12 WHEREAS, Plaintiffs’ counsel were not available to depose Ms. Baird on September 9, 2024,
 13 and Ms. Baird is not available to sit for her deposition again until September 24, 2024;

14 WHEREAS, the Parties are amenable to rescheduling Dr. Kennedy’s deposition for September
 15 23, 2024, Mr. Anderson’s deposition for September 24, 2024, and Ms. Baird’s deposition for September
 16 24, 2024; and

17 WHEREAS, for the foregoing reasons, the Parties believe that there is good cause to modify the
 18 schedule to permit Dr. Kennedy’s deposition to take place on September 23, 2024, Mr. Anderson’s
 19 deposition to take place on September 24, 2024, and Ms. Baird’s deposition to take place on September
 20 24, 2024.

21 THEREFORE, IT IS HEREBY STIPULATED, subject to the approval of the Court, that the
 22 depositions of the expert witnesses identified below shall take place on the dates indicated unless the
 23 parties agree to another date not later than September 30, 2024:

- 24 1. Dr. Kennedy’s deposition shall take place on September 23, 2024;
- 25 2. Mr. Anderson’s deposition shall take place on September 24, 2024;
- 26 3. Ms. Baird’s deposition shall take place on September 24, 2024; and
- 27 4. all other aspects of the case schedule remain unchanged.

1 IT IS SO STIPULATED.

2 DATED: September 12, 2024

MOORE & LEE, P.C.

3
4 /s/ Erica Rutner

5 Erica Rutner
6 Attorneys for Defendants

7 DATED: September 12, 2024

SCHNEIDER WALLACE COTTRELL
KONECKY LLP

9
10 /s/ Guy B. Wallace

11 Guy B. Wallace
12 Attorneys for Plaintiffs and the Certified
Classes

13 **ATTORNEY ATTESTATION**

14 Pursuant to Local Rule 5-1(i)(3), I attest that all other signatures listed, in whose behalf this filing is
15 submitted, concur in the filing's content and have authorized the filing.

16
17 /s/ Michael Jacobsen

18 Michael Jacobsen

19 **CERTIFICATE OF SERVICE**

20 I hereby certify that on September 12, 2024, I electronically filed the foregoing document with
21 the Clerk of the Court using the Court's CM/ECF system, which will send a notice of electronic filing to
all CM/ECF participants.

22 /s/ Michael Jacobsen

23 Michael Jacobsen

ORDER


Pursuant to Stipulation, and for good cause shown, the Parties' Stipulation is GRANTED.

Dr. Kennedy's deposition shall take place on September 23, 2024.

Mr. Anderson's deposition shall take place on September 24, 2024.

Ms. Baird's deposition shall take place on September 24, 2024.

Dated: 9/13/2024


HON. HAYWOOD S. GILLIAM, JR.
United States District Judge